

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

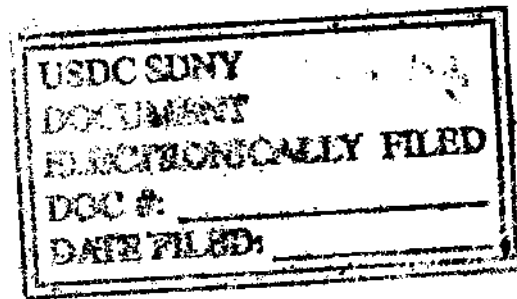
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**WAYNE COVER,**

Plaintiff,

-against-

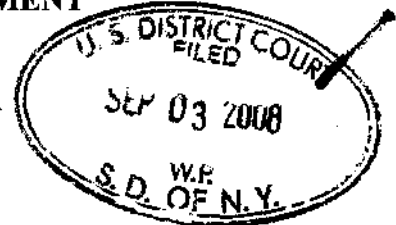
**JOHN E. POTTER, POSTMASTER GENERAL,  
UNITED STATES POSTAL SERVICE**

Defendants.  
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**05 CV 07039 (GAY)  
AMENDED JUDGMENT**

#08,0062  
(WP)



The issues in the above entitled action having been brought on for trial before the Honorable George A Yanthis, United States Magistrate Judge, and a jury on February 20, 2008, and at the conclusion of the trial the jury having returned a verdict in favor of Plaintiff, Wayne Cover in the amount of \$100,000.00 in compensatory damages, and,

Thereafter, on August 29, 2008 the court having handed down a Decision and Order (Docket #77), denying defendant's motion for judgment as a matter of law, or in the alternative, a new trial and its motion for remittitur, Plaintiff is awarded attorneys' fees in the amount of \$65,934.38, reflecting a forty percent (40%) reduction for degree of success and a ten percent (10%) reduction for excessively billed hours, and the court also awards costs in the amount of \$4,872.31, for a total award of fees and costs of \$70,806.69, therefore it is,

**ORDERED, ADJUDGED AND DECREED:** that the jury having returned a verdict in favor of Plaintiff in the amount of \$100,000 in compensatory damages, and, in addition, the court having awarded plaintiff attorneys fees in the amount of \$65,934.38, reflecting a forty percent (40%) reduction for degree of success and a ten percent (10%) reduction for excessively billed hours, and the court also having awarded plaintiff costs in the amount of \$4,872.31, for a total award of fees and costs for Plaintiff in the amount of \$70,806.69, Judgment is hereby entered in favor of plaintiff in the amount of 170,806.69, and the case is hereby closed.

DATED: White Plains, New York

September 3, 2008

APPROVED:

Hon. George A. Yanthis  
United States Magistrate Judge

J. Michael McMahon  
Clerk of Court